

**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Herve PERRON et al.



Application No.: 09/936,835

Group Art Unit: 1644

Filed: November 20, 2001

Examiner: G. EWOLDT

Docket No.: 110631

For: DETECTING SUPERANTIGEN ACTIVITY IN A BIOLOGICAL SAMPLE

**REQUEST FOR ACKNOWLEDGMENT OF  
CONSIDERATION OF DISCLOSED INFORMATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Information Disclosure Statements (IDSs) with Forms PTO-1449 were filed in the above-captioned patent application on February 13, 2002 and June 7, 2002. Copies of the stamped postcard receipts are attached.

Applicants received back from the Examiner copies of the Forms PTO-1449 initialed to acknowledge the fact that the Examiner has considered some of the cited disclosed information. However, consideration of some of the references in the IDSs have not been acknowledged. Seven of these references are listed on the attached Form PTO-1449. Copies of these seven references are also attached.

References 1-6 in the attached Form PTO-1449 were originally disclosed in the IDS filed February 13, 2002. Copies of references 2-6 were allegedly not submitted. However, the stamped postcard receipt clearly indicates that all 84 references were submitted. Furthermore, additional copies of these references are attached. Thus, the Examiner is respectfully requested to consider references 2-6.

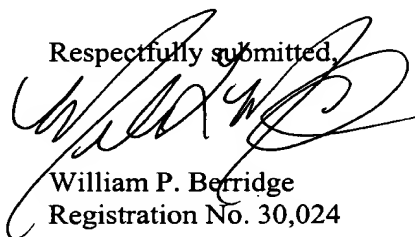
It is not clear why reference 1 was not considered. However, the Examiner is now requested to consider this reference, an additional copy of this reference being filed herewith.

Reference 7 in the attached Form PTO-1449 was originally disclosed in the IDS filed June 7, 2002. It is not clear why consideration of this reference has not been acknowledged. However, the Examiner is now requested to consider this reference, an additional copy of this reference being filed herewith.

The references filed herewith were properly disclosed before issuance of a first Office Action on the merits. Thus, the Examiner is requested to initial and return to the undersigned a copy of the attached Form PTO-1449.

Should there be any questions concerning this communication, please telephone the undersigned at the number set forth below.

Respectfully submitted,



William P. Berridge  
Registration No. 30,024

Melanie L. McCollum  
Registration No. 40,085

WPB:MLM/jam

Attachments:

Form PTO-1449  
Date-stamped Postcard Receipts (2)  
References (7)

Date: May 27, 2005

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

<p>DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p>
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Form PTO-1449 (REV. 8-83)		US Dept. of Commerce PATENT & TRADEMARK OFFICE		ATTY DOCKET NO. 110631		APPLICATION NO. 09/936,835	
INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)				APPLICANTS Herve PERRON et al.			
				FILING DATE November 20, 2001		GROUP 1644	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	
	1	WO 98/26747	06/25/1998	WIPO			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)							
	2	Scherer et al., "SUPERANTIGENS: Bacterial and Viral Proteins that Manipulate the Immune System", <u>Annu. Rev. Cell Biology</u> , Vol. 9, pp. 101-28, 1993.					
	3	Li et al., "The Structural Basis of T Cell Activation By Superantigens", <u>Annu. Rev. Immunol</u> , Vol. 17, pp. 435-66, 1999.					
	4	Alberola-Ila et al., "Differential Signaling By Lymphocyte Antigen Receptors", <u>Annu. Rev. Immunol</u> , Vol. 15, pp. 125-54, 1997.					
	5	Bernal et al., "Superantigens in Human Disease", <u>Journal of Clinical Immunology</u> , Vol. 19, No. 3, pp. 149-157, 1999.					
	6	Sallusto et al., "Dendritic Cells Use Macropinocytosis and the Mannose Receptor to Concentrate Macromolecules in the Major Histocompatibility Complex Class II Compartment: Downregulation by Cytokines and Bacterial Products", <u>J. Exp. Med.</u> , Vol. 182, pp. 389-400, August 1995.					
	7	Porter, "Diabetes In Identical Twins", <u>The Lancet</u> , pp. 1250-51, December 9, 1972.					
EXAMINER					DATE CONSIDERED		
Examiner: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

Date: May 27, 2005

**PTO RECEIPT FOR FILING OF PAPERS**

**The following papers have been filed:**

Information Disclosure Statement, PTO-1449, search report, 84 refs.



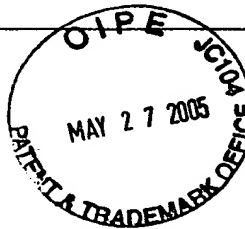
**Name of Applicant:** Herve PERRON et al.

**Serial No.:** 09/936,835

**Atty. File No.:** 110631

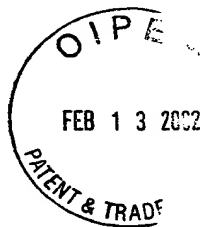
**Title (New Cases):**

**Sender's Initials:** WPB/cmm



1a1/41

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AND RETURNED BY MESSENGER**

**PTO RECEIPT FOR FILING OF PAPERS**

**The following papers have been filed:**

IDS, PTO-1449, 2 refs.

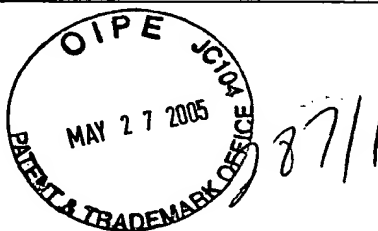
**Name of Applicant:** Herve PERRON et al.

**Serial No.:** 09/936,835

**Atty. File No.:** 110631

**Title (New Cases):**

**Sender's Initials:** WPB/cmm



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